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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

OFFICIAL

In re the Application of:

**Jinglin LI et al.**

Serial No.: 10/072,600

Filed: February 11, 2002

For: METHOD OF PREPARING ENANTIOMERICALLY-ENRICHED  
TETRAHYDROBENZOTHIOPINE OXIDESAtty. Docket No.: 161765.00465  
(3163/1/US/DIV)

Group Art Unit: 1626

Examiner: E. Sackey

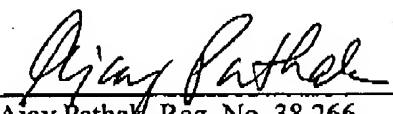
Attn: Examiner: E. SACKKEY

Fax No.: 703-872-9306

Group Art Unit 1626

This transmission includes 9 total pages, including this  
Certificate of Facsimile Transmission.Commissioner for Patents  
P.O. Box 1460  
Alexandria, VA 22313-1450**CERTIFICATION OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8**

I hereby certify that the attached Request for Reconsideration of Final Requirement for Restriction, Fee Transmittal and Notice of Appeal are being facsimile transmitted to the U.S. Patent and Trademark Office on May 14, 2004 to the above-noted Fax No. 703-872-9306.

Date: May 14, 2004  
Ajay Pathak, Reg. No. 38,266Banner & Witcoff, LTD.  
1001 G Street, N.W.  
Washington, D.C. 20001-4597  
Tel: (202) 824-3000  
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Approved for use through 07/31/2008. OMB 0851-0032  
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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 750

## Complete if Known

Application Number 10/072,600  
Filing Date February 11, 2002  
First Named Inventor Jinglin Li et al.  
Examiner Name E. Sackey  
Art Unit 1626  
Attorney Docket No. 161765.00465 (3163/1/US/DIV)

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money ☐ Other ☐ None  
Order

☒ Deposit Account:

Deposit  
Account  
Number 19-0733

Deposit  
Account  
Name Banner & Witcoff, LTD.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity	Fee Code	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
	1001	770		2001	385	Utility filing fee	
	1002	340		2002	170	Design filing fee	
	1003	530		2003	265	Plant filing fee	
	1004	770		2004	385	Reissue filing fee	
	1005	160		2005	80	Provisional filing fee	

SUBTOTAL (1)

(\$ 0)

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	0	0	0
Multiple Dependent	0	0	0

Large Entity	Fee Code	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description
	1202	18		2202	9	Claims in excess of 20
	1201	86		2201	43	Independent claims in excess of 3
	1203	280		2203	145	Multiple dependent claim, if not paid
	1204	86		2204	43	Reissue independent claims over original patent
	1205	18		2205	9	Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$ 0)

\*For number previously paid, if greater, For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity	Fee Code	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
	1051	130		2051	65	Surcharge - late filing fee or oath	
	1052	50		2052	25	Surcharge - late provisional filing fee or cover sheet	
	1053	130		2053	130	Non-English specification	
	1812	2,520		2812	2,520	For filing a request for reexamination	
	1804	820*		2804	820*	Requesting publication of SIR prior to Examiner action	
	1805	1,840*		2805	1,840*	Requesting publication of SIR after Examiner action	
	1251	110		2251	55	Extension for reply within first month	
	1252	420		2252	210	Extension for reply within second month	420
	1253	950		2253	475	Extension for reply within third month	
	1254	1,480		2254	740	Extension for reply within fourth month	
	1255	2,010		2255	1,005	Extension for reply within fifth month	
	1401	330		2401	165	Notice of Appeal	330
	1402	330		2402	165	Filing a brief in support of an appeal	
	1403	280		2403	145	Request for oral hearing	
	1451	1,510		2451	1,510	Petition to Institute a public use proceeding	
	1462	110		2462	55	Petition to revive - unavoidable	
	1453	1,330		2453	665	Petition to revive - unintentional	
	1501	1,330		2501	665	Utility issue fee (or reissue)	
	1502	480		2502	240	Design issue fee	
	1503	640		2503	320	Plant issue fee	
	1460	130		2460	130	Petitions to the Commissioner	
	1807	50		2807	50	Processing fee under 37 CFR 1.17 (g)	
	1806	180		2806	180	Submission of Information Disclosure Stmt	
	8021	40		28021	40	Recording each patent assignment per property (times number of properties)	
	1809	770		2809	385	Filing a submission after final rejection (37 CFR § 1.128(a))	
	1810	770		2810	385	For each additional invention to be examined (37 CFR § 1.128(b))	
	1801	770		2801	385	Request for Continued Examination (RCE)	
	1802	900		2802	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 750)

## SUBMITTED BY

Name (Print/Type)	Registration No. (Attorney/Agent)	Telephone	Date
Ajay Patel	38,286	202-824-3187	May 14, 2004
Signature			

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Filed: February 11, 2002 )

Group Art Unit: 1626

Examiner: Sackey, E.

Atty. Dkt. No. 161765.00465

(3163/1/US/DIV)

For: METHOD OF PREPARING ENANTIOMERICALLY-ENRICHED TETRAHYDROBENZOTHIOPINE  
OXIDES**REQUEST FOR RECONSIDERATION OF FINAL REQUIREMENT FOR  
RESTRICTION**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action dated December 18, 2003, for which the period for response has been extended two months, *i.e.*, up to and including May 18, 2004, by a Petition for Extension of time and payment of the requisite fee submitted herewith, please enter this response into the file of the above-identified application. Applicants have also submitted herewith a Notice of Appeal. Please charge our deposit account No. 19-0733 in the amount of \$750 (\$420 fee for a two-month extension of time and \$330 for a Notice of Appeal). Should any additional fees be required or an overpayment of fees made, please debit or credit our Deposit Account 19-0733, as needed.

A LISTING OF CLAIMS reflects claim amendments and begins on page 2 of this paper.

A REMARKS/ARGUMENTS section begins on page 6 of this paper.